

01-18-00538-CR

In the
Court of Appeals
for the First Judicial District of Texas
at Houston

FILED IN
1st COURT OF APPEALS
HOUSTON, TEXAS
1/15/2019 10:05:54 AM
CHRISTOPHER A. PRINE
Clerk

No. 2167075
In County Criminal Court at Law No. 6
of Harris County, Texas

Ricardo Romano
Appellant

v.

The State of Texas
Appellee

**State's Second Motion for Extension
of Time to File Appellate Brief**

To the Honorable Court of Appeals:

The State of Texas, pursuant to TEX. R. APP. P. 2 & 10.5, moves for an extension of time in which to file its appellate brief. The following facts are relevant:

1. On August 24, 2017, the appellant was charged by information with indecent exposure, committed on August 23, 2017. (CR. – 7). Following a trial, the court found the appellant guilty of the charged offense on May 18, 2018. (CR. – 61). The court sentenced him the same day to three days

in jail. *Id.* The appellant filed notice of appeal on June 12, 2018; the trial court certified the appellant's right to appeal on May 18, 2018. (CR. – 54, 64-70).

2. The State's brief was due Monday, January 14, 2019.
3. The State requests a thirty-day extension in which to file its brief.
4. The following facts are relied upon to show good cause for an extension of time to allow the State to file its brief:

- a. This is the State's second request for an extension in this case.

- b. Last month, I timely filed briefs in the following cases:

Charles Ray Irving
No. 14-18-00206-CR
Brief filed December 19, 2018

Alonzo Columbus Johnson
No. 14-18-00092-CR
Brief filed December 6, 2018

- c. In addition to this case, I am handling the following appeals:

Travein Straughter
No. 14-18-00408-CR

Demarcus West
No. 01-18-00228-CR

Rodney Robles
No. 14-18-00401-CR

- d. I anticipate timely filing a brief in *West v. State* later this week.

- e. Within the last thirty days, I have researched a number of issues for trial prosecutors including questions on pleadings and jury charges.

WHEREFORE, the State prays that this Court will grant the requested extension.

Respectfully submitted,

/s/ Cory Stott

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CERTIFICATE OF SERVICE

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Date: January 15, 2019